

State of South Dakota

SEVENTY-FIFTH SESSION LEGISLATIVE ASSEMBLY, 2000

536D0410

SENATE ENGROSSED NO. **SB86** - 2/10/00

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsors.

Introduced by: Senators Madden, Albers, Flowers, Hainje, Lawler, Moore, Munson (David), Shoener, Symens, and Vitter and Representatives Konold, Brooks, Diedrich (Larry), Diedrich (Elmer), Duenwald, Eccarius, Fischer-Clemens, Garnos, Hanson, Hennies, Klaudt, Lintz, McCoy, Munson (Donald), Sutton (Duane), Volesky, Wetz, Wilson, and Young

1 FOR AN ACT ENTITLED, An Act to exempt certain traffic violations from the requirement
2 that a restricted minor's permit be suspended.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 32-12-15 be amended to read as follows:

5 32-12-15. The issuance of an instruction permit or restricted minor's permit is on a
6 probationary basis. The Department of Commerce and Regulation on the receipt of a record of
7 conviction for a traffic violation classified as a felony or Class 1 misdemeanor, prior to the
8 minor's sixteenth birthday, shall suspend the minor's driving privileges until the minor's sixteenth
9 birthday or as otherwise required by law. Upon the receipt of a record of conviction prior to the
10 minor's sixteenth birthday of any other traffic violation, the department shall suspend an
11 instruction permit or restricted minor's permit for a period of thirty days for a first violation. No
12 permit may be suspended for a first violation of § 32-14-9.1, 32-21-27, 32-25-5, 34A-7-7, or 32-
13 26-20. A second conviction for a traffic violation committed prior to the minor's sixteenth
14 birthday or a conviction for a violation of an instruction permit or restricted minor's permit

1 committed prior to the minor's sixteenth birthday shall result in revocation of the minor's driving
2 privileges until the minor's sixteenth birthday or for a period of ninety days, whichever period is
3 longer, or as otherwise required by law. If a minor has no instruction permit or restricted minor's
4 permit and is convicted of any traffic violation prior to the minor's sixteenth birthday, the
5 department shall suspend or revoke the minor's driving privilege or privilege to apply for a permit
6 or license as provided in this section. Any traffic violation which occurs prior to the issuance of
7 an instruction permit or restricted minor's permit or an operator's license shall be placed on the
8 driving record and given the same consideration as any violation which occurs following the
9 issuance of an instruction permit, restricted minor's permit, or an operator's license.

1 **BILL HISTORY**

2 1/18/00 First read in Senate and referred to Judiciary. S.J. 72

3 1/24/00 Scheduled for Committee hearing on this date.

4 1/24/00 Deferred to 36th legislative day, AYES 6, NAYS 1. S.J. 175

5 2/7/00 Judiciary Hog Housed.

6 2/7/00 Scheduled for Committee hearing on this date.

7 2/7/00 Judiciary Reconsidered.

8 2/7/00 Judiciary Do Pass Amended, Passed, AYES 6, NAYS 1. S.J. 341

9 2/9/00 Motion to Amend, Passed. S.J. 389

10 2/9/00 Senate Do Pass Amended, Passed, AYES 31, NAYS 3. S.J. 389